ACT No. X OF 1849.[1]

[THE MADRAS REVENUE COMMISSIONER ACT, 1849.]

[*26th May 1849.*

An Act for appointing a Commissioner of Revenue at Madras.

Preamble.

WHEREAS it is expedient that the Governor of Fort St. George in Council should be empowered to depute a Member of the Board of Revenue to perform in any of the districts of that Presidency all or any of the duties which, by the general Regulations and laws of the Presidency, belong to the Board of Revenue collectively; It is enacted as follows :—

Power to depute Member to perform duties of Board.

1. The [2][State Government of Madras] may, from time to time whenever [3][they] shall see fit, depute a Member of the Board of Revenue to perform alone, in any of the districts of that Presidency, all or any of the duties which, by the general Regulations and laws of the Presidency, belong to the Board of Revenue collectively.

Powers of Member so deputed.

2. When a special commission shall be given to a Member of the Board of Revenue under this Act, the Member of the Board named therein shall, by virtue thereof, be empowered to exercise, within the limits of his commission, all the powers and duties which by law are vested in the Board of Revenue collectively, without exception, or subject to any exceptions or restrictions which shall be prescribed in such commission; and all Regulations and Acts concerning the Board of Revenue shall be deemed to apply to the said Commissioner within the limits of his commission, and with regard to all things concerning the revenues of the district included in it, so far as is necessary to give full effect to his commission and to this Act.

Enactments applied to Commissioner.

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[1] The short title was given by the Repealing and Amending Act, 1901 (Central Act XI of 1901).

This Act was declared by the Laws Local Extent Act, 1874 (Central Act XV of 1874), s. 4 and the second schedule to be in force in the whole of the Presidency of Madras except the territories mentioned in the sixth schedule to that Act.

The Act has been declared by a notification under s. 3, cl. (*b*) of the Scheduled Districts Act, to be not in force in the Dutcharti and Guditeru muttas of the East Godavari Agency—*see Fort St. George Gazette*, 1930, Pt. I, p. 553. The Act has been declared not to apply to the East Godavari Agency, by notification under sub-section (2) of section 52-A of the Government of India Act—*see Fort St. George Gazette*, 1931, Pt. I, p. 99.

Under s. 3 (*b*) of the Scheduled Districts Act, 1874 (Central Act XIV of 1874), it has been declared that the Act is not in force in the Scheduled Districts in Ganjam and Vizagapatam—*see Fort St. George Gazette*, 1898, Pt. I, p. 667, and *Gazette of India*, 1898, Pt. I, p. 872.

[2] The words "Provincial Government of Madras" were substituted for the words "Governor of Fort St. George in Council" by the Adaptation Order of 1937 and the word "State" was substituted for the word 'Provincial" by the Adaptation Order of 1950.

[3] This word was substituted for the word "he" by the Adaptation Order of 1937.

3. Every such commission shall be published in the [1][Official Gazette], and the Commissioner shall enter on his office from the date of such publication ; and in like manner the revocation or other determination of any such commission shall be published in the [1][Official Gazette]. Publication of commission, and revocation thereof.

4. The correspondence and other documents belonging to any such commission shall be deposited, on the determination thereof, in the office of the Board of Revenue, and shall be deemed records of the said Board. Deposit of records.

ACT No. XII OF 1851.[2]

[THE MADRAS CITY LAND-REVENUE ACT, 1851.]

[14th November 1851.]

An Act for securing the Land-revenue of Madras.

WHEREAS it is expedient that the land-revenue accruing due to [3][the Crown] at Madras [4][within the local limits of the ordinary original civil jurisdiction of the High Court of Judicature at Madras], should be ascertained and collected in as summary a manner as in other parts of the territories under the Government of [3][the Crown] ; It is enacted as follows :— Preamble.

1. All assessable lands not the property of [5][the Government] [4][within the local limits of the ordinary original civil jurisdiction of the High Court of Judicature at Madras], of which the rate of assessment is not known, or which have not heretofore been assessed, shall be assessed at the rates customarily charged upon lands of a similar description in the neighbourhood according as they may be situated respectively within or without the walls of Black Town. Assessment of unassessed lands in Madras Town.

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[1] These words were substituted for the words "*Fort St. George Gazette*" by the Adaptation Order of 1937.

[2] The short title was given by the Repealing and Amending Act, 1901 (Central Act XI of 1901).

The Madras City Land-revenue (Amendment) Act, 1867 (Mad. Act VI of 1867), to be read with, and taken as part of, this Act—*see* s. 33 of that Act.

[3] According to the direction in the Adaptation Order of 1937, the words "East India Company" should be changed into "the Crown" and consequently the expression "the East India Company" in the Act should read as "the the Crown." The superfluous "the" in the expression "the the Crown" was omitted with effect from the 1st April 1937 by section 3 (2) of and second schedule to the Madras Repealing and Amending Act, 1951 (Madras Act XIV of 1951).

[4] These words were substituted for the words "within the limits of the Town of Madras as defined in s. 12, Regulation II of 1802 of the Madras Code" by the Amending Act, 1891 (Central Act XII of 1891).

[5] The words "the Crown" were substituted for the words "East India Company" by the Adaptation Order of 1937 and the word "Government" was substituted for "Crown" by the Adaptation Order of 1950—*see* also footnote 3 above.